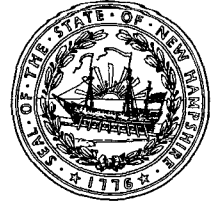


NHDES

State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-2147 FAX (603) 271-6588



**LETTER OF DEFICIENCY
WET 05-051**

December 09, 2005

Duff A. Delano
PO Box 145
Hinsdale, NH 03451

RE: DES Wetlands File #2005-02009 7 Sargent St, Hinsdale

Dear Mr. Delano:

On November 22, 2005, personnel from the Department of Environmental Services ("DES") conducted an inspection of the above referenced property, more specifically referenced on Town of Hinsdale Tax Map 50 as Lot 38 (the "Property"). The purpose of the inspection was to determine compliance with RSA 482-A and NH Code of Admin. Rules Wt 100-800.

During the inspection the following deficiencies were documented:

1. Fill had been graded to the top of the stream bank and was eroding into the stream channel. Sediment deposition was visible in the stream channel.
2. No erosion controls had been installed on the site.

In response, you are requested to take the following actions:

1. **Immediately** install erosion controls, such as staked hay bales or silt fence, to prevent further erosion and sedimentation to surface waters.
2. **Immediately** remove all sediment deposited on the stream bank and in the stream channel using hand tools;
3. **Within 10 days of receipt of this letter**, submit photo documentation to verify that the deficiencies have been corrected.

RSA 482-A, the New Hampshire Wetlands law, was enacted to protect and preserve wetlands and surface waters from unregulated despoliation. Prior to dredging, filling, or construction in and adjacent to wetlands or surface waters, an individual is required to obtain a permit. If work is done without a permit, this is considered a violation of RSA 482-A. Failure to respond to this Letter of Deficiency in a timely and complete manner may be construed as noncompliance by the receiving party.

DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.


Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Dawn Buker, Compliance Specialist
Wetlands Bureau
Department of Environmental Services
29 Hazen Drive
PO Box 95
Concord, NH 03302-0095

Should you have any questions regarding this letter, or wish to arrange a meeting, please contact at (603) 271-4066.

Sincerely,


COPY
Collis G. Adams, CWS
Administrator
Wetlands Bureau

CERTIFIED MAIL 7005 0390 0001 8431 6502

cc: Rene Pelletier, Manager, Land Resources Management Program
Gretchen R. Hamel, Administrator, DES Legal Unit ✓
Hinsdale Conservation Commission
Hinsdale Board of Selectmen
USACOE